

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

**SANJAY KRISHNAN, M.D.**

Holder of License No. 34277  
For the Practice of Allopathic Medicine  
In the State of Arizona

Case No. MD-08-1407A

**CONSENT AGREEMENT FOR  
LETTER OF REPRIMAND**

**CONSENT AGREEMENT**

By mutual agreement and understanding, between the Arizona Medical Board ("Board") and Sanjay Krishnan, M.D. ("Respondent"), the parties agree to the following disposition of this matter.

1. Respondent has read and understands this Consent Agreement and the stipulated Findings of Fact, Conclusions of Law and Order ("Consent Agreement"). Respondent acknowledges that he has the right to consult with legal counsel regarding this matter.

2. By entering into this Consent Agreement, Respondent voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Consent Agreement in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Consent Agreement.

3. This Consent Agreement is not effective until approved by the Board and signed by its Executive Director.

4. The Board may adopt this Consent Agreement or any part thereof. This Consent Agreement, or any part thereof, may be considered in any future disciplinary action against Respondent.

5. This Consent Agreement does not constitute a dismissal or resolution of other matters currently pending before the Board, if any, and does not constitute any waiver,

1 express or implied, of the Board's statutory authority or jurisdiction regarding any other  
2 pending or future investigation, action or proceeding. The acceptance of this Consent  
3 Agreement does not preclude any other agency, subdivision or officer of this State from  
4 instituting other civil or criminal proceedings with respect to the conduct that is the subject  
5 of this Consent Agreement.

6 6. All admissions made by Respondent are solely for final disposition of this  
7 matter and any subsequent related administrative proceedings or civil litigation involving  
8 the Board and Respondent. Therefore, said admissions by Respondent are not intended  
9 or made for any other use, such as in the context of another state or federal government  
10 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or  
11 any other state or federal court.

12 7. Upon signing this agreement, and returning this document (or a copy thereof) to  
13 the Board's Executive Director, Respondent may not revoke the acceptance of the  
14 Consent Agreement. Respondent may not make any modifications to the document. Any  
15 modifications to this original document are ineffective and void unless mutually approved  
16 by the parties.

17 8. If the Board does not adopt this Consent Agreement, Respondent will not  
18 assert as a defense that the Board's consideration of this Consent Agreement constitutes  
19 bias, prejudice, prejudgment or other similar defense.

20 9. This Consent Agreement, once approved and signed, is a public record that will  
21 be publicly disseminated as a formal action of the Board and will be reported to the  
22 National Practitioner Data Bank and to the Arizona Medical Board's website.

23 10. If any part of the Consent Agreement is later declared void or otherwise  
24 unenforceable, the remainder of the Consent Agreement in its entirety shall remain in force  
25 and effect.

1 11. Any violation of this Consent Agreement constitutes unprofessional conduct  
2 and may result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order,  
3 probation, consent agreement or stipulation issued or entered into by the board or its  
4 executive director under this chapter") and 32-1451.

5  
6  
7 SA MP  
8 SANJAY KRISHNAN, M.D.

DATED: 4/9/09

1 **FINDINGS OF FACT**

2 1. The Board is the duly constituted authority for the regulation and control of  
3 the practice of allopathic medicine in the State of Arizona.

4 2. Respondent is the holder of license number 34277 for the practice of  
5 allopathic medicine in the State of Arizona.

6 3. The Board initiated case number MD-08-1407A after Respondent self  
7 reported that he violated the November 13, 2007 Stipulated Health Agreement (SHA) that  
8 restricted his work schedule to working no more than five consecutive days and to submit  
9 quarterly reports from a staff approved psychiatrist and psychologist and his supervising  
10 medical director at the hospital where he was employed.

11 4. From July 2008 through September 2008, Respondent worked six  
12 consecutive days and in October 2008, Respondent worked eight consecutive days. In  
13 November 2008, the medical center reviewed Respondent's work schedule after giving  
14 him credentials and determined that he had violated the SHA by working more than five  
15 consecutive days during July 2008 through October 2008. Subsequently, the medical  
16 center rescinded Respondent's privileges and notified the hospital that placed him on  
17 temporary suspension.

18 5. The SHA also required Respondent to submit quarterly reports from a  
19 psychiatrist by September 15<sup>th</sup>. In September 2008, Board Staff notified Respondent that  
20 he did not submit a progress report by the fifteenth. Respondent subsequently submitted  
21 the psychiatrist report on thirtieth. Additionally, Respondent's supervising physician did not  
22 submit any progress reports to the Board.

23 **CONCLUSIONS OF LAW**

24 1. The Board possesses jurisdiction over the subject matter hereof and over  
25 Respondent.

